IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P. No. 17723 of 2006

Date of decision: November 10, 2006

Harpal Singh .....Petitioner

Versus

The Superintending Canal officer and Ors. .....Respondents

CORAM: HON'BLE MR. JUSTICE ASHUTOSH MOHUNTA
HON'BLE MRS. JUSTICE NIRMAL YADAV

Present: Mr. S.C.Chhabra, Advocate
for the petitioner

-.-

ASHUTOSH MOHUNTA, J (Oral)

The petitioner has prayed for quashing of orders dated 14.6.2006 and 22.09.2006 (Annexrues P-2 and P-3) passed by the Superintending Canal Officer and the Divisional Canal Officer, respectively, by which the watercourse '*BC*' has been ordered to be restored.

Learned counsel for the petitioner contends that the recommendation for restoration of the watercourse was with regard to rectangle No. 28, whereas, the same has been restored in the rectangle No. 48.

A perusal of the impugned orders as well as the site plan (Annexure P-1) shows that the petitioner had demolished the watercourse in rectangle No.48, Killa No. 13-18, and the same has rightly been restored after getting a report from the Ziledar, Amritsar. The site plan also shows that in case the demolished watercourse, is not allowed to be restored, then the

irrigation of the various land owners would be affected adversely.

In this view of the matter, the present writ petition is frivolous and the same is accordingly dismissed.

(ASHUTOSH MOHUNTA)
JUDGE

(NIRMAL YADAV)
JUDGE

November 10, 2006
mohan